IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH CAROLINA

Dana A.,¹)	C/A No.: 1:20-cv-2012-SVH
Plaintiff,)	
vs.)	ORDER
Andrew M. Saul,)	ONDER
Commissioner of Social Security)	
Administration,)	
)	
Defendant.)	
)	

This matter is before the court on Plaintiff's motion for attorney fees under the Equal Access to Justice Act ("EAJA"). [ECF No. 24]. On February 18, 2021, the court issued an order reversing the Commissioner's decision denying Plaintiff's claim for Supplemental Security Income and remanding the case for further administrative proceedings. [ECF No. 22]. On April 23, 2021, Plaintiff filed a motion seeking attorney fees of \$12,797.80. [ECF No. 24]. The Government subsequently filed a stipulation signed by both parties agreeing to attorney fees of \$12,200. [ECF No. 25]. In light of the parties' stipulation to the EAJA fee and in accordance with 28 U.S.C. § 2412(d), the court grants the motion and directs the Commissioner to pay Plaintiff \$12,200. This payment shall constitute a complete release from and bar to

¹ The Committee on Court Administration and Case Management of the Judicial Conference of the United States has recommended that, due to significant privacy concerns in social security cases, federal courts should refer to claimants only by their first names and last initials.

any further claims that Plaintiff may have under the EAJA to fees, costs, and expenses incurred in connection with disputing the Commissioner's decision. This award is without prejudice to the rights of Plaintiff's counsel to seek attorney fees under section 206(b) of the Social Security Act, 42 U.S.C. § 406(b), subject to the offset provisions of the EAJA.

Under Astrue v. Ratliff, 130 S.Ct. 2521, 2528–29 (2010), EAJA fees awarded by this court belong to Plaintiff and are subject to offset under the Treasury Offset Program (31 U.S.C. § 3716(c)(3)(B) (2006)). Therefore, the court orders the EAJA fee to be made payable to Plaintiff and mailed to the business address of Plaintiff's counsel.²

IT IS SO ORDERED.

May 6, 2021 Columbia, South Carolina Shiva V. Hodges

United States Magistrate Judge

² Plaintiff's counsel may disburse these funds to satisfy valid liens or in accordance with a lawful assignment.